IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 7TH DECEMBER 2006 / 16TH AGRAHAYANA 1928

WP(C).No. 32559 of 2006(A)

PETITIONER:

B. SUSHAMA,
REMYA NIVAS, KADAVOOR, PERINADU P.O., KOLLAM.

BY ADV. SRI.N.RAGHURAJ
SMT.K.AMMINIKUTTY

RESPONDENTS:

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1. THE BRANCH MANAGER,
THE KERALA STATE FINANCIAL ENTERPRISES LTD.,
ANCHALUMMOODU BRANCH, KOLLAM DISTRICT.

2. SPECIAL DEPUTY TAHSILDAR (R.R),
THE KERALA STATE FINANCIAL ENTERPRISES LTD.,KOLLAM

BY ADV. SRI.A.K.JOHN, ADDL.SC., KSFE LTD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

W.P.C.NO. 32559 OF 2006

Dated this the 7th day of December, 2006

JUDGMENT

Since this Court has held that no collection charges could be recovered under Rule 5 of the RR Rules for voluntary payments made by the debtors, W.P. is allowed directing the respondents not to recover any collection charges from the petitioner, if the petitioner has made payments or settled liability exclusive of collection charges. If the petitioner has cleared liability as above, title deeds will be released to the petitioner by the KSFE immediately on production of a copy of this judgment by the petitioner.

(C.N.RAMACHANDRAN NAIR)
Judge